

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.03.2020

CORAM

THE HON'BLE MR.JUSTICE M.M.SUNDRESH
and
THE HON'BLE MR.JUSTICE KRISHNAN RAMASAMY

W.P.No.27591 of 2019
and
W.M.P.No.27089 of 2019

P.Eswaran

.. Petitioner

Vs.

1.Union of India rep. by the
Director General/Disciplinary Authority,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

2.Dr.S.K.Nayak,
The Director/Disciplinary Authority,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

3.The Chief Vigilance Officer,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

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4.R.Rajendran,
The Chief Vigilance Officer,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

5.The Principal Director (F&A),
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

6.P.Viswanathan,
The Principal Director (F&A),
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

7.The Inquiry Officer,
The Principal Director & Head,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

8.Shrikant Y.Shirali,
The Inquiry Officer,
The Principal Director & Head,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

9.The Registrar,
Central Administrative Tribunal,
City Civil Court Complex,
High Court Buildings,
Chennai - 104.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus to direct the 9th respondent viz., the Registrar, Central Administrative Tribunal, City Civil Court Complex, High Court Buildings, Chennai - 104 to hear and decide O.A.No.00310/968/2019 on merits and in accordance with law within a time frame that may be stipulated by this Court.

For Petitioner .. Mr.K.S.Govinda Prasad
For Respondents .. Mr.R.Rajesh Vivekananthan for R1
Mr.P.V.Balasubramanian
for M/s.BFS Legal for R2 to R8

ORDER

(Order of the Court was made by M.M.SUNDRESH, J.)

Seeking a direction to the 9th respondent Tribunal to dispose of O.A.No.00310/968/2019 pending on its file, the present writ petition has been filed.

2.Heard the learned counsel appearing for the parties.

3.It appears from the submissions made and after going through the records that the order of compulsory retirement has been issued by the disciplinary authority as against the petitioner on 24.01.2020. In view of the same, nothing survives in this writ petition. However, a statutory appeal has been filed on 27.01.2020 by the petitioner to the Secretary, Department of Chemicals and Petrochemicals, Ministry of Chemicals and Fertilisers, Government of India, Shastri Bhavan, New Delhi.

4.In view of the above, we direct the aforesaid authority viz., Secretary, Department of Chemicals and Petrochemicals, Ministry of Chemicals and Fertilisers, Government of India, Shastri Bhavan, New Delhi to dispose of the appeal dated 27.01.2020, filed by the petitioner against the order dated 24.01.2020 passed by the first respondent, on merits and in accordance with law within a period of three months from the date of receipt of a copy of this order.

5.With the above direction, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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To

- 1.The Director General/Disciplinary Authority,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.
- 2.The Director/Disciplinary Authority,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.
- 3.The Chief Vigilance Officer,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.
- 4.The Chief Vigilance Officer,
Central Institute of Plastics,
Engineering & Technology - CIPET,
Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.
- 5.The Principal Director (F&A),
Central Institute of Plastics,
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Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
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- 6.The Principal Director (F&A),
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Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
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7.The Inquiry Officer,
The Principal Director & Head,
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Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
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8.The Inquiry Officer,
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Department of Chemicals & Petrochemicals,
Ministry of Chemicals & Fertilizers,
Government of India, Head Office,
Guindy, Chennai - 32.

9.The Registrar,
Central Administrative Tribunal,
City Civil Court Complex,
High Court Buildings,
Chennai - 104.

+1cc to Mr.K.S.Govindasamy , Advocate SR.No. 23059

+1cc to Mr.R.Rajesh vivekananthan , Advocate SR.No. 22993

+1cc to Mr.BFS.LEGAL , Advocate SR.No. 23804

W.P.No.27591 of 2019

A.SK(23/03/2020)

सत्यमेव जयते

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